

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 97-27

Introduced by Council President Parrott
at the request of the County Executive

Legislative Day No. 97-8 Date March 11, 1997

AN ACT to repeal and reenact with amendments, Section 256-45.3, Surcharge for Sewer Capital Project 6400, of Article V, Capital Charges, of Chapter 256, Water and Sewers, of the Harford County Code, as amended; to extend the 20-year annual payment option for Sewer Capital Project 6400 for those properties which had access to an operational sewer and had paid all applicable water and sewer charges and fees as of March 7, 1997.

By the Council, March 11, 1997

Introduced, read first time, ordered posted and public hearing scheduled

on: April 8, 1997

at: 6:30 p.m.

By Order: James D. Vannoy, Acting Council Administrator

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on April 8, 1997 and concluded on, April 8, 1997.

James D. Vannoy, Acting Council Administrator

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1 Section 1. Be It Enacted by the County Council of Harford County, Maryland, that Section
2 256-45.3, Surcharge for Sewer Capital Project 6400 of Article V, Capital Charges of Chapter
3 256, Water and Sewers, of the Harford County Code, as amended, be, and is hereby, repealed
4 and reenacted with amendments, all to read as follows:

5 Chapter 256. Water and Sewers.

6 Article V. Capital Charges.

7 § 256-45.3. Surcharge for Sewer Capital Project 6400.

8 A. A surcharge is hereby established within the Harford County Sanitary District on
9 every sewer connection which utilizes facilities constructed by Sewer Capital Project 6400 as
10 follows:

11 (1) Three thousand three hundred twenty-five dollars (\$3,325.) per residential
12 unit.

13 (2) Six thousand dollars (\$6,000.) per five-eighths-inch equivalent area
14 connection charge for commercial, business or industrial connections.

15 B. The surcharge shall be paid as follows:

16 (1) Residential units. The owner of each residential unit shall have the option
17 of paying the Route 40 Joppa Sewer surcharge on an annual basis of
18 \$233.00 per year for a term of twenty years as an alternative to the lump
19 sum payment. The option to pay the charge for twenty years must be
20 exercised:

21 (a) By connecting to the system within 3 years of the effective date of
22 County Council Bill No. 93-81; or

23 (b) For those properties with existing private sewer facilities as of the
24 effective date of County Council Bill No. 93-81 and with no

1 available access to the public sewer system as of that date, by
2 connecting to the system within 3 years after connection to the
3 system is available for the property[.]; OR

4 (c) FOR THOSE PROPERTIES WHICH DID NOT HAVE EXISTING
5 PRIVATE SEWER FACILITIES AS OF THE EFFECTIVE DATE
6 OF COUNTY COUNCIL BILL NO. 93-81, AND WHICH HAVE
7 ACCESS TO SEWER UTILITY SERVICE LINES MADE
8 OPERATIONAL ON OR BEFORE MARCH 7, 1997, AND
9 WHICH PAID ALL APPLICABLE WATER AND SEWER
10 CHARGES AND FEES ON OR BEFORE MARCH 7, 1997 AT
11 THE RATES IN EFFECT AT THE TIME OF PAYMENT, BY
12 CONNECTING TO THE SYSTEM PRIOR TO SEPTEMBER 8,
13 1998. APPLICABLE WATER AND SEWER CHARGES AND
14 FEES INCLUDE AREA CONNECTION CHARGES,
15 CONNECTION CHARGES, SURCHARGES AND ALL OTHER
16 FEES REQUIRED AT OR PRIOR TO THE TIME OF
17 CONNECTION FOR WATER AND SEWER SERVICE IN
18 ACCORDANCE WITH THE HARFORD COUNTY CODE, AS
19 AMENDED, AND ANY RULES AND REGULATIONS
20 ADOPTED THERETO.

21 (2) Commercial, business or industrial units. The owner of each commercial
22 business or industrial unit shall have the option of paying the Route 40
23 Joppa Sewer surcharge on an annual basis of \$420.00 per year for a term

1 of twenty years as an alternative to the lump sum payment. The option to
2 pay the charge for twenty years must be exercised:

3 (a) By connecting to the system within 3 years of the effective date of
4 County Council Bill No. 93-81; or

5 (b) For those properties with existing private sewer facilities as of the
6 effective date of County Council Bill 93-81 and with no available
7 access to the public sewer system as of that date, by connecting to
8 the system within 3 years after connection to the system is available
9 for the property.

10 (3) In order to exercise the option of paying the surcharge on an annual basis
11 for a term of twenty years, the owner of a residential or commercial
12 business or industrial unit shall connect to the public sewer facilities OR
13 THE OWNER OF A RESIDENTIAL UNIT SHALL PAY ALL
14 APPLICABLE FEES within the 3-year period required by this subsection
15 and shall begin annual payments on July 1st following the date of
16 connection. The option of paying the surcharge on an annual basis for a
17 term of twenty years may be exercised only at the time of connection OR
18 PAYMENT OF FEES.

19 (4) If the option to pay the surcharge on an annual basis is not exercised within
20 the time required by this subsection, the lump sum payment specified in
21 Subsection A of this section shall be paid at the time of payment of the area
22 connection charge.

1 (5) Changes in use. The option to pay the Route 40 Joppa Sewer surcharge on
2 an annual basis or in one lump sum payment does not preclude additional
3 Route 40 Joppa Sewer surcharge fees or other fees as adopted based on
4 fixture count should a property's use change to increase the equivalent
5 connected units.

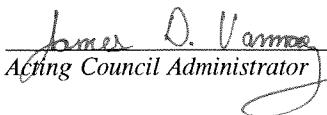
6 C. The surcharge shall be in addition to any other charges and fees as provided for in
7 this chapter, and shall be determined in a manner consistent with Section 256-44
8 of this chapter.

9 D. For the purposes of this section, "residential" shall include but not be limited to
10 each single-family detached, semi-detached, townhome, condominium and
11 apartment dwelling.

12 Section 2. And Be It Further Enacted that this Act Shall take effect sixty (60) calendar days from
13 the date it becomes law.

EFFECTIVE: June 13, 1997

*The Council Administrator does hereby certify that
fifteen (15) copies of this Bill are immediately available for
distribution to the public and the press.*



Acting Council Administrator

HARFORD COUNTY BILL NO. 97-27(Brief Title) Sewer Project 6400 - Twenty-Year PaymentOption for Additional Properties

is herewith submitted to the County Council of Harford County for enrollment as being the text as finally passed.

CERTIFIED TRUE AND CORRECT

ENROLLED

James D. Vannoy
 Acting Council Administrator

James S. Perrott
 President of the Council
Date April 8, 1997Date April 8, 1997

BY THE COUNCIL

Read the third time.

Passed: LSD 97-11 (April 8, 1997)

Failed of Passage: _____

By Order

James D. Vannoy
 Acting Council Administrator

Sealed with the County Seal and presented to the County Executive for approval this 10th day of April, 1997 at 3:00 p. m.

James D. Vannoy
 Acting Council Administrator

BY THE EXECUTIVE

Colleen M. Behrman
 COUNTY EXECUTIVE
APPROVED: Date April 14, 1997

BY THE COUNCIL

This Bill (No. 97-27), having been approved by the Executive and returned to the Council, becomes law on April 14, 1997.

James D. Vannoy
 Acting Council Administrator

EFFECTIVE DATE: June 13, 1997